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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Thomas Jelonek et al
Serial No: 10/667,967
Earliest Priority Date: March 23, 2001
Filing Date: September 23, 2003
Title: METHODS FOR DENTAL RESTORATIONS
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Mail Stop Amendment

Commissioner for Patents

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Alexandria, VA 22313-1450

U.S.A.

RESPONSE TO NON-FINAL OFFICE ACTION
AND
REQUEST FOR A ONE MONTH EXTENSION OF TIME

Sir:

The present response is being filed after the time limit set out in the Official Communication. In accordance with 37CFR1.136, an extension of time of one month is hereby requested. The appropriate fee set out in 37CFR1.17(a) for the small entity status claimed on filing of the present application may be charged to deposit account 19-5113. Any addition fees required to enter the present response may also be charged to deposit account 19-5113.

The Commissioner for Patents

Claim 34 has been amended to include the subject matter of claim 39. The Examiner has indicated that claim 39 would be allowable if rewritten in independent form. Therefore, the Applicant believes that claims 34 to 54 are now considered to be patentable.

Claim 55 has been amended to include the subject matter of claim 64, without the limitations of claim 60. The Applicant believes that Lehmann et al. does not teach that "the information received by said web site is analyzed to determine a recipe for fabricating a dental restoration". As stated above, Lehmann et al. does not teach the analysis of the information regarding the dentistry procedure. Lehmann et al. teaches the storing of the data and takes the user through a step by step procedure to determine the ideal restorative path to take, but does not analyze the data. Therefore, claim 55 as amended is not anticipated by Lehmann et al.

The Applicant would like to point out that while the Examiner has noted that the following citation is made of record and not relied upon but is considered to be pertinent to the present application: Pierre et al., "Esthetic Option for the Implant-Supported Single-Tooth Restoration-Treatment Sequence With a Ceramic Abutment", Journal of the Canadian Dental Association, October 2001, Vol. 67 No. 9; this piece of prior art is not citable since its publication date is October 2001 and the present application claims priority of Canadian Patent application number 2,342,709, filed on March 23, 2001.

In view of the foregoing, the Applicant believes the present application to be patentable and early and favorable notice is earnestly solicited.

Respectfully submitted,
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By: 

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